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ATTY. DOCKET: 1400-70 (1704)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Mehul Patel et al. Examiner: Not Yet Assigned  
Serial No.: 10/803,669 Group Art Unit: Not Yet Assigned  
Filed: March 18, 2004 Dated: September 1, 2004  
For: **SYSTEM AND METHOD FOR SENSING AMBIENT  
LIGHT IN OPTICAL CODE READER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

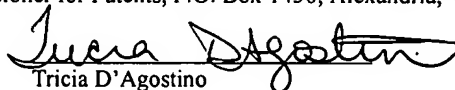
Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner. Copies of the cited U.S. patents and published U.S. patent applications are not provided pursuant to the waiver of this requirement under 37 C.F.R. §1.98 for national applications filed after June 30, 2003.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Dated: September 1, 2004

  
Tricia D'Agostino

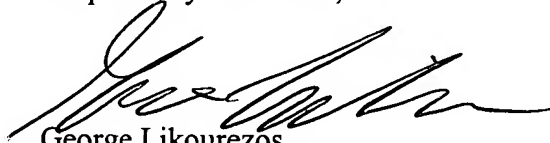
The citation of the listed items are not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are identified in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible. The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).

- ☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. ' 1.491 in an international application.
- ☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. ' 1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. ' 1.97(d)(ii).
  - ☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. ' 1.17(i)(1))
  - ☐ Please charge the \$130.00 petition fee to Deposit Account No. 50-2140.
- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. ' 1.17(p).
- ☐ Please charge the \$180.00 fee required by 37 C.F.R. ' 1.17(p) to Deposit Account No. 50-2140.

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. ' 1.16 and/or ' 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 50-2140. Also, in the event any extensions of time for responding and/or a petition under 37 C.F.R. ' 1.17(i)(i) are required for the pending application(s), please treat this paper as a petition to extend the time and/or enter this Information Disclosure Statement as required and charge Deposit Account No. 50-2140 therefor. **TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.**

The claims of the application as now presented are believed to be patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of this application is respectfully requested.

Respectfully submitted,



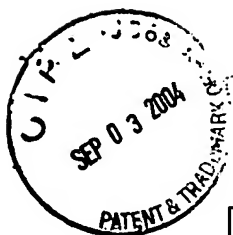
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Reg. No. 40,067

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GL/JN/td

Sheet 1 of 1

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)				ATTY. DOCKET NO. 1400-70 (1704)		SERIAL NO. 10/803,669		
				APPLICANTS Patel et al.				
				FILING DATE March 18, 2004		GROUP ART UNIT Not Yet Assigned		
U.S. PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		5,801,071	9/1/98	Kahn et al.				
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)								
EXAMINER				DATE CONSIDERED				
* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								

(Form PTO-1449 [6-4])